

TODD M. LEVENTHAL, ESQ
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(702) 384-1990
Attorney for Defendant

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	CR-S-09-078-JCM(RJJ)
Plaintiff,)	
)	STIPULATION TO CONTINUE
vs.)	TIME SET FOR SENTENCING
)	
SAMUEL DAVIS,)	
SHAWN RICE)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED by and between Defendant, SAMUEL DAVIS, by and through his counsel, TODD M. LEVENTHAL, ESQ., and the United States of America, by its counsel, DANIEL G. BOGDEN, United States Attorney and GREGORY DAMM, Assistant U.S. Attorney, that the sentencing hearing currently set for October 13, 2011 be vacated and reset at the earliest court's convenience, preferably not on a Friday

This Stipulation is entered into for the following reasons:

1. A pre-sentence report was disclosed to counsel on May 10, 2011.
2. Defense counsel needs additional time to review the report and make any objections to said report.
3. Defense counsel will be out of the Country between October 12, 2011 and returning on October 22, 2011
4. Mr. Davis is currently not in custody and he has no objection to this continuance.
5. Counsel has spoken to Mr. Gregory Damm and he has no objection to this continuance.

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2 6. The additional time requested by this Stipulation is not for purposes of delay but rather
3 to allow the parties ample time to prepare for sentencing.
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7 DATED this 3rd day of June, 2011.
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12 TODD M. LEVENTHAL, ESQ.
13 Counsel for defendant
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19 GREGORY DAMM, ESQ.
20 Assistant U.S. Attorney
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5 **UNITED STATES DISTRICT COURT**
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7 UNITED STATES OF AMERICA,)
8)
9 Plaintiff,)
10 vs.)
11 SAMUEL DAVIS,)
SHAWN RICE)
12 Defendant.)
_____)

CR-S-09-078-JCM(RJJ)

**STIPULATION TO CONTINUE
TIME SET FOR SENTENCING**

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14 **FINDINGS OF FACT**

Based on the stipulation of counsel, and good cause appearing, the Court finds that:

- 15 1. A pre-sentence report was disclosed to counsel on May 10, 2011.
- 16 2. Defense counsel needs additional time to review the report and make any objections to
- 17 said report.
- 18 3. Defense counsel will be out of the Country between October 12, 2011 and returning on
- 19 October 22, 2011
- 20 4. Mr. Davis is currently not in custody and he has no objection to this continuance.
- 21 5. Counsel has spoken to Mr. Gregory Damm and he has no objection to this continuance.
- 22 6. The additional time requested by this Stipulation is not for purposes of delay but rather
- 23 to allow the parties ample time to prepare for sentencing.
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ORDER

Accordingly, IT IS SO ORDERED that the October 13, 2011 hearing is vacated and the same is continued and reset for October 27, 2011 at 11:00 a.m. in courtroom # 6A.

Dated this 12th day of October, 2011.


UNITED STATES DISTRICT JUDGE